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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Application Serial No.: 78/1	21,669
Filed on April 15, 2002	
For the Mark BOBCAT	
Published in the Official Gazette (Trademar	ks) on March 22, 2005
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)
Clark Equipment Company,)
d/b/a Bobcat Company)
)
Opposer,)
)
v.)
)
MAGUS GmbH)
)
Applicant.) Opposition No. 91165045

STIPULATED ABANDONMENT OF APPLICATION AND WITHDRAWAL OF OPPOSITION

Opposer, Clark Equipment Company, and Applicant, MAGUS GmbH, by their attorneys, hereby stipulate and agree as follows:

- 1. Application Serial No. 78/121,669 has been assigned by UNOVA Industrial Automation Systems, Inc. to MAGUS GmbH as recorded in the United States Trademark Office on May 9, 2005.
- Applicant with the consent of Opposer, hereby expressly abandons and withdraws its application, Serial No. 78/121,669, to register the mark BOBCAT pursuant to Trademark Rule 2.135, 37 C.F.R. §2.135, with prejudice.

THE REPORT OF THE PARTY OF THE

09-29-2005

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #57

Opposer, with the consent of Applicant, hereby withdraws the present opposition, Opposition No. 91165045, pursuant to Trademark Rule 2.106(c), 37 C.F.R. §2.106(c), without prejudice.

SO STIPULATED AND AGREED:

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